IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 27TH MARCH 2007 / 6TH CHAITHRA 1929

Bail Appl..No. 1817 of 2007()

CRMP.1412/2007 of C.J.M.,KOLLAM
CRIME NO.188/2007 OF KOLLAM EAST POLICE STATION

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PETITIONER/1ST ACCUSED.

JASIM @ ANIYAN KUNJU,
S/O. MOHAMMED SHARIYER RAWTHER, MULLAKKAL
BUNGLAVIL, PADINJATTEKIZHAKKE MURI, SOORANAD NORTH
KARUNGAPPALLY TALUK.

BY ADV. SRI.VINOY VARGHESE KALLUMOOTTILL

RESPONDENTS: COMPLAINANT & STATE.

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1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. SUB INSPECTOR OF POLICE, KOLLAM
EAST POLICE STATION.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 27/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1817/2007

Dated this 27th day of March, 2007

O R D E R

The petitioner, who is the first accused in Crime No.188/2007 of Kollam East Police Station for offences punishable under Sections 406 and 465 IPC read with Section 34 IPC, seeks his enlargement on bail.

2. The case of the prosecution is that the first accused, who availed a loan of Rs.54,000/- from the Kollam branch of HDFC bank for purchasing a motorcycle and committed default in the re-payment of the loan, after forging the numberplate of the motorcycle made available the vehicle to the second accused. The petitioner was arrested on 5.3.2007.

3. Having regard to the facts and circumstances of the case, including the duration of the judicial custody of the petitioner, I am inclined to grant bail to him, but subject to the conditions safeguarding the interest of the prosecution also.

4. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the C.J.M., Kollam and subject to the following conditions:

(a). The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). The petitioner shall not commit any offence while on bail.

5. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs